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8	UNITED STATES DISTRICT COURT			
9	EASTERN DISTRICT OF CALIFORNIA			
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11	DOMINIC (AKA DIAMOND) VA	RGAS, Cas	e No.: 1:20-cv-0000	083-JLT-CDB (PC)
12	Plaintiff,			G DISCOVERY AND
13	v.		HEDULING ORD oc. 82)	EK
14	CALIFORNIA DEPARTMENT OF	`	C. 62)	
15	CORRECTIONS AND REHABILITATION, et al.,			
16	Defendants.			
17				
18	Plaintiff Dominic Vargas is proceeding pro se and <i>in forma pauperis</i> in this civil rights			
19	action pursuant to 42 U.S.C. § 1983.			
20	I. INTRODUCTION			
21	On October 3, 2025, Plaintiff filed a document titled "Stipulation for 90-Day Extension of			
22	Discovery Cut-Off Date and Deadline to File Motion for Summary Judgment and Notice of			
23	Deposition of Plaintiff Dominic Vargas Being Moved to After December 2025." (Doc. 91.)			
24	On October 10, 2025, Defendants filed their notice of non-opposition to Plaintiff's earlier			
25	filing. (Doc. 92.)			
26	Following review of pleadings, the Court will modify the Discovery and Scheduling Order			
27	as all parties seek to extend the deadlines for the completion of all discovery and the filing of			
28	dispositive motions.			

II. DISCUSSION

Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, a scheduling order "may be modified only for good cause and with the judge's consent." Fed. R. Civ. P. 16(b)(4). This good cause standard "primarily considers the diligence of the party seeking the amendment." *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir. 1992). The court may modify the scheduling order "if it cannot reasonably be met despite the diligence of the party seeking the extension." *Id.* If the party was not diligent, the inquiry should end. *Id.*

Here, the parties agree that extending the deadlines for the completion of all discovery and the filing of dispositive motions by 90 days is warranted. The parties note that extending the discovery deadline would allow for Plaintiff's deposition — presently set for November 7, 2025 — to be reset to a later date, allowing for Plaintiff's medical treatment to progress and the parties to learn Plaintiff's "anticipated treatment timeline."

III. CONCLUSION AND ORDER

Accordingly, and for good cause shown, the Court **ORDERS** that:

- 1. Plaintiff's motion to extend the deadlines for the completion of discovery and the filing of motions for summary judgment (Doc. 91) is **GRANTED**; and
- 2. The Discovery and Scheduling Order is **MODIFIED** as follows:
 - a. The deadline for the completion of discovery is extended from November 7,
 2025, to February 5, 2026;
 - b. The deadline for the filing of dispositive motions is extended from January 20, 2026, to April 20, 2026.

IT IS SO ORDERED.

Dated: October 14, 2025
UNITED STATES MAGISTRATE JUDGE

24 UNITED STATES MAGISTRATE JU.